



**U.S. Department of Justice**  
Office of Information Policy  
441 G Street, NW  
Sixth Floor  
Washington, DC 20530

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Telephone: (202) 514-3642

June 30, 2022

Dan McGrath  
American Oversight  
1030 15th Street, NW  
Suite B255  
Washington, DC 20005  
[FOIA@americanoversight.org](mailto:FOIA@americanoversight.org)

Re: FOIA-2022-01439  
21-cv-1079 (D.D.C.)  
VRB:TAZ:JMS

Dear Dan McGrath:

While processing your Freedom of Information Act (FOIA) request dated January 25, 2021, for communications between specified Department of Justice officials and the White House, from December 10, 2020, through January 20, 2021, the Office of the Solicitor General (OSG) referred sixty-eight pages of material to this Office for processing and direct response to you. For your information, the material was received by this Office on December 14, 2021, and June 29, 2022, respectively.

Please be advised that upon review of the material referred by OSG, we have concluded that fifty-seven pages are duplicative of material produced by this Office in our March 1, 2022 response to request FOIA-2021-00654. For your information, the duplicative material consists of a December 29, 2020 email from Molly Michael at the White House, to Richard Donoghue, Jeffrey Wall, and Jeffrey Rosen, along with an attached draft complaint. These pages can be located in our March 1, 2022 response from pages 51-107. Further, based upon our negotiated scope to exclude as not responsive any communications that clearly do not relate to issues attendant to the 2020 election, the remaining eleven pages referred by OSG are not responsive to your request.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2018). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

If you have any questions regarding this response, please contact Bradley Humphreys of the Department's Civil Division, Federal Programs Branch, at (202) 305-0878.

Sincerely,

A handwritten signature in black ink, appearing to read "Timothy Ziese", with a horizontal line drawn underneath it.

Timothy Ziese  
Senior Supervisory Attorney